

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DEBORAH REARICK,

Plaintiff,

GRAHAM SPANIER, et al.

Defendants,

CIVIL ACTION NO. 4:11-CV-624

(JUDGE CAPUTO)

ORDER

**NOW**, this 30<sup>th</sup> day of April, 2012, **IT IS HEREBY ORDERED** that:

- (1) Defendants Spanier, Wiedemer, Horvath, Doncsecz, Mattern, Maney, and Killian's Motion to Dismiss Plaintiff's Second Amended Complaint (Doc. 36) is **GRANTED**.
- (2) Defendants Pennsylvania State University, Nirnberger, and Courtney's Motion to Dismiss Plaintiff's Second Amended Complaint (Doc. 47) is **GRANTED**.
- (3) Plaintiff's First Amendment Retaliation Claims are **DISMISSED WITH PREJUDICE**.
- (4) Plaintiff is given twenty-one (21) days from the date of this order to file a third amended complaint solely as to her claim under the Second Amendment. Failure to do so will result in dismissal of this action.

/s/ A. Richard Caputo  
A. Richard Caputo  
United States District Judge